

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

METROPOLITAN ELECTRICAL
CONSTRUCTION, INC.,

Plaintiff,

v.

AMERICOM AUTOMATION SERVICES,
INC.,

Defendant.


No. C 13-02317 CRB

**ORDER DENYING AS MOOT
DEFENDANT'S MOTION TO
DISMISS**

The Court has received Notice that the United States District Court for the District of New Mexico has granted Metropolitan Electrical Construction, Inc.'s Motion to Transfer the New Mexico action, Case No., 2:13-cv-00470-MCA-CG, to this Court. See Notice (dkt. 30). Accordingly, Defendant's Motion to Dismiss, which argued that "Metropolitan should be required to comply with the requirements of 28 U.S.C. § 1404 . . . to raise any challenges to the propriety of the [New Mexico] forum," see Mot. (dkt. 6-1) at 8, is DENIED AS MOOT. Both cases will proceed in this forum.

IT IS SO ORDERED.

Dated: March 17, 2014



CHARLES R. BREYER
UNITED STATES DISTRICT JUDGE